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of Minorities
Forty-sixth session
Agenda item 22

DRAFT REPORT OF THE SUB-COMMISSION ON PREVENTION OF DISCRIMINATION AND PROTECTION OF MINORITIES ON ITS FORTY-SIXTH SESSION

Rapporteur: Mr. Osman El-Hajjé

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* E/CN.4/Sub.2/1994/L.10 and addenda contain the draft chapters of the report relating to the organization of the session and the various items on the agenda. Resolutions and decisions adopted by the Sub-Commission, as well as draft resolutions and decisions for action by, and other matters of concern to, the Commission on Human Rights, will be contained in documents E/CN.4/Sub.2/1994/L.11 and addenda.

1/ Please note that this decision replaces decision 1994/108 entitled "Slavery during wartime", as contained in document E/CN.4/Sub.2/1994/L.11/Add.1.

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II. RESOLUTIONS AND DECISIONS ADOPTED BY THE SUB-COMMISSION AT ITS FORTY-SIXTH SESSION

B. Decisions

1994/108. Human rights and scientific and technological developments

At its 26th meeting, on 19 August 1994, the Sub-Commission decided, without a vote, to postpone the consideration of item 12 of its agenda until the forty-seventh session of the Sub-Commission.

[See chap. XIII]

1994/109. Slavery during wartime

At its 27th meeting, on 19 August 1994, the Sub-Commission on Prevention of Discrimination and Protection of Minorities, taking note of the information concerning slavery and slavery-like practices during wartime which was received by the Working Group on Contemporary Forms of Slavery at its nineteenth session and by the Sub-Commission at its present session, bearing in mind the importance of this information, which requires an in-depth study as a matter of priority, recalling its resolution 1993/24 of 25 August 1993 on slavery and slavery-like practices in which it decided to entrust Mrs. Linda Chavez, as Special Rapporteur, with the task of undertaking an in-depth study on the situation of systematic rape, sexual slavery and slavery-like practices during wartime, including internal armed conflict, and considering Commission on Human Rights decision 1994/103 of 4 March 1994, in which it requested the Sub-Commission to reconsider its decisions to recommend a number of studies and related efforts, including the above-mentioned study, decided, without a vote, to invite Mrs. Linda Chavez to submit, without financial implication, a working paper on the situation of systematic rape, sexual slavery and slavery-like practices during wartime, including internal armed conflict, to the Sub-Commission at its forty-seventh session; to request the concerned Governments, intergovernmental and non-governmental organizations to cooperate with the expert in the preparation of her working paper and to consider this subject at its forty-seventh session as a matter of priority.

[See chap. XVII]

1994/110. Voting by secret ballot on proposals pertaining to allegations of violations of human rights in countries

At its 34th meeting, on 25 August 1994, the Sub-Commission decided, without a vote, pursuant to Economic and Social Council resolution 1991/32 of 31 May 1991, to vote by secret ballot, whenever such a vote was requested, on proposals pertaining to allegations of violations of human rights in countries, including proposals of a procedural nature relating to proposals of a substantive nature.

[See chap. VII]

1994/111. Humanitarian situation in Iraq

At its 35th meeting, on 25 August 1994, the Sub-Commission, recalling the principles of the Charter of the United Nations, the Universal Declaration of Human Rights, the International Covenants on Human Rights and the relevant provisions of the Geneva Conventions of 12 August 1949 and the two Additional Protocols thereto, recalling also its previous resolutions on Iraq and the Declaration of Minimum Humanitarian Standards contained in document E/CN.4/Sub.2/1991/55, deeply concerned about the serious consequences which the embargo imposed on Iraq for the past four years is having on the entire civilian population in Iraq and, in particular, on children, women and the most underprivileged population sectors, decided, without a vote, to appeal once again to the international community as a whole and to all Governments, including that of Iraq, to facilitate the supply of food and medicines to the civilian population.

[See chap. VII]

1994/112. Situation in the Palestinian and other Arab territories occupied by Israel

At its 35th meeting, on 25 August 1994, the Sub-Commission decided, under rule 65, paragraph 2, of the rules of procedure of the functional commissions of the Economic and Social Council, by secret ballot, by 12 votes to 10, with 1 abstention, to take no decision on draft resolution E/CN.4/Sub.2/1994/L.32.

[See chap. VII]

1994/113. Violations of human rights of "enclaved groups"

At its 36th meeting, on 26 August 1994, the Sub-Commission decided, without a vote, to request Mr. Asbjörn Eide to prepare, without financial implications, a working paper on the concept and issues relating to "enclaved

groups" and to present this paper to the Sub-Commission at its forty-seventh session.

[See chaps. VII and XIX]

1994/114. Obstacles to the establishment of a democratic society

At its 36th meeting, on 26 August 1994, the Sub-Commission decided, without a vote, to postpone the consideration of draft resolution E/CN.4/Sub.2/1994/L.43 until the forty-seventh session of the Sub-Commission.

[See chap. V]

1994/115. Pre-sessional working group on minorities

At its 36th meeting, on 26 August 1994, the Sub-Commission decided, without a vote, that on condition that the Commission on Human Rights and the Economic and Social Council authorize the establishment of the working group envisaged in Sub-Commission resolution 1994/4, and provide for its budget for 1995, the pre-sessional working group will meet for five working days immediately prior to the forty-seventh session of the Sub-Commission in 1995. The Sub-Commission approved the following composition of the pre-sessional working group of the Sub-Commission: Mr. Bengoa (Latin America), Mr. Eide (Western Europe), Mr. Khalil (Africa), Mr. Khan (Asia) and ... (Eastern Europe - to be announced later).

[See chap. XIX]

1994/116. Study on treaties, agreements and other constructive arrangements between States and indigenous populations

At its 36th meeting, on 26 August 1994, the Sub-Commission, recalling its resolutions 1989/38 of 29 August 1989 and 1990/28 of 31 August 1990 and its decisions 1991/111 of 29 August 1991 and 1992/110 of 24 August 1992, welcomed the discussions held at the twelfth session of the Working Group on Indigenous Populations on the study on treaties, agreements and other constructive arrangements between States and indigenous populations by the Special Rapporteur, Mr. Miguel Alfonso Martínez, and decided to recommend to the Special Rapporteur to make all possible efforts to submit his second progress report in 1995 to the Working Group at its thirteenth session and to the Sub-Commission at its

forty-seventh session, as well as his final report to both bodies in 1996. It also decided to request the Secretary-General to give the Special Rapporteur all the assistance necessary to allow him to continue his work, in particular by providing for the specialized research assistance required and for the necessary trips to Geneva for consultation with the Centre for Human Rights, and the resources needed for a research mission to the Vatican archives in Rome. The Sub-Commission further decided to recommend to the Commission on Human Rights that it request the Economic and Social Council to endorse its decision.

[See chap. XVI]

1994/117. Sessional Working Group on Methods of Work

At its 37th meeting, on 26 August 1994, the Sub-Commission decided, by 14 votes to 5, with 1 abstention:

(a) To adopt the report of the sessional Working Group on Methods of Work of the Sub-Commission established pursuant to Sub-Commission resolution 1993/4 (E/CN.4/Sub.2/1994/3), including its recommendations, which should be strictly adhered to;

(b) That, at its forty-seventh session, on an experimental basis, item 6 will be considered as soon as the agenda is approved, to be followed immediately by agenda item 9, if the necessary documentation is available;

(c) To reconvene the sessional Working Group on Methods of Work of the Sub-Commission to examine the advisability of adopting the practice suggested in subparagraph (b) for future sessions of the Sub-Commission.

[See chap. IV]

1994/118. Message of support to Mr. Leandro Despouy

At its 37th meeting, on 26 August 1994, the Sub-Commission decided, without a vote, to send a message of support to Mr. Leandro Despouy.

[See chap. III]

1994/119. Composition of the pre-sessional working groups of the Sub-Commission

At its 37th meeting, on 26 August 1994, the Sub-Commission approved the following composition of the pre-sessional working groups of the Sub-Commission, as follows:

[See chaps. X, XVI and XVII]

Regional Group	Communications	Indigenous Populations	Contemporary Forms of Slavery

Asia	Mr. Fan Mr. Khan (alternate)	Mr. Hatano Mr. El-Hajjé (alternate)	Mr. Hakim
Africa	Mr. Yimer Mr. Guissé (alternate)	Mrs. Attah Mr. Ramadhane (alternate)	Ms. Warzazi Mrs. Gwanmesia (alternate)
Latin America	Mrs. Forero Ucros Mr. Fix Zamudio (alternate)	Mr. Alfonso Martínez Mr. Bengoa (alternate)	Mr. Lindgren Alves Ms. Ferriol Echevarría (alternate)
Western Europe	Ms. Palley	Ms. Daes	Ms. Chavez
Eastern Europe	Mr. Ramishvili	Mr. Boutkevitch	Mr. Maxim

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